

03625-002

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.8)

10/049,296

PRIORITY DATE CLAIMED  
11 AUGUST 1999**TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371**INTERNATIONAL APPLICATION NO.  
PCT/FR00/02294INTERNATIONAL FILING DATE  
10 AUGUST 2000

## TITLE OF INVENTION

## PROCESS FOR IDENTIFYING MODULATING COMPOUNDS OF NEUROMEDIATORS

APPLICANT(S) FOR DO/EO/US

Maurice ISRAËL et al.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1.  This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2.  This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3.  This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4.  The US has been elected by the expiration of 19 months from the priority date (Article 31).
5.  A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - a.  is attached hereto (required only if not communicated by the International Bureau).
  - b.  has been communicated by the International Bureau.
  - c.  is not required, as the application was filed in the United States Receiving Office (RO/US).
6.  An English language translation of the International Application as filed (35 U.S.C. 371(c)(2))
  - a.  is attached hereto.
  - b.  has been previously submitted under 35 U.S.C. 154(d)(4).
7.  Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a.  are attached hereto (required only if not communicated by the International Bureau).
  - b.  have been communicated by the International Bureau.
  - c.  have not been made; however, the time limit for making such amendments has NOT expired.
  - d.  have not been made and will not be made.
8.  An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9.  An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10.  An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

## Items 11 to 20 below concern document(s) or information included:

11.  An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12.  An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13.  A FIRST preliminary amendment.
14.  A SECOND or SUBSEQUENT preliminary amendment.
15.  A substitute specification.
16.  A change of power of attorney and/or address letter.
17.  A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.
18.  A second copy of the published international application under 35 U.S.C. 154(d)(4).
19.  A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20.  Other items or information:  
**COPY OF NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. § 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US).**



21839

21.  The following fees are submitted:**Basic National Fee (37 CFR 1.492(a)(1)-(5)):**

Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO ..... \$1,040.00 (960)

International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO ..... \$890.00 (970)

International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... \$740.00 (958)

International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) ..... \$710.00 (956)

International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) ..... \$100.00 (962)

**ENTER APPROPRIATE BASIC FEE AMOUNT =**

\$

Surcharge of \$130.00 (154) for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492(e)).

20  30 

\$ 130.00

Claims	Number Filed	Number Extra	Rate
Total Claims	16 -20 =	0	X\$18.00 (966)
Independent Claims	3 -3 =	0	X\$84.00 (954)
Multiple dependent claim(s) (if applicable)			+ \$280.00 (968)

**TOTAL OF ABOVE CALCULATIONS =** \$ 130.00

Reduction for 1/2 for filing by small entity, if applicable (see below).

+

**SUBTOTAL =** \$ 130.00

Processing fee of \$130.00 (156) for furnishing the English translation later than months from the earliest claimed priority date (37 CFR 1.492(f)).

20  30 

\$ 130.00

+

**TOTAL NATIONAL FEE =** \$ 260.00

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 (581) per property

+

**TOTAL FEES ENCLOSED =** \$ 260.00

Amount to be refunded: \$

charged: \$

- Small entity status is hereby claimed.
- A check in the amount of \$ 260.00 to cover the above fees is enclosed.
- Please charge my Deposit Account No. 02-4800 in the amount of \$ to cover the above fees. A duplicate copy of this sheet is enclosed.
- The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 02-4800. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Norman H. Stepno  
BURNS, DOANE, SWECKER & MATHIS, L.L.P.  
P.O. Box 1404  
Alexandria, Virginia 22313-1404  
(703) 836-6620

SIGNATURE

Susan M. Dadio

NAME

40,373

REGISTRATION NUMBER

June 18, 2002

DATE

10/049296 T

Patent

Attorney's Docket No. 033525-002

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of )  
 Maurice ISRAËL et al. ) Group Art Unit: Unassigned  
 Application No.: 10/049,296 ) Examiner: Unassigned  
 (Corresponds to PCT/FR00/02294) ) Confirmation No.: Unassigned  
 Filed: June 18, 2002 )  
 For: PROCESS FOR IDENTIFYING )  
 MODULATING COMPOUNDS OF )  
 NEUROMEDIATORS )

**SUPPLEMENTAL RESPONSE TO NOTIFICATION  
 OF MISSING REQUIREMENTS AND SUPPLEMENTAL  
 PRELIMINARY AMENDMENT TRANSMITTAL LETTER**

Assistant Commissioner for Patents  
 Washington, D.C. 20231

Sir:

Enclosed is a Supplemental Response to Notification of Missing Requirements and Supplemental Preliminary Amendment for the above-identified patent application.

- [X] A Petition for Extension of Time is also enclosed.
- [ ] A Terminal Disclaimer and a check for [ ] \$55.00 (248) [ ] \$110.00 (148) to cover the requisite Government fee are also enclosed.
- [X] Also enclosed is: a copy of the Notification of Missing Requirements mailed on April 18, 2002; and a Submission of Formal Drawings with eleven (11) sheets of drawings (Figs. 1-10).
- [ ] Small entity status is hereby claimed.
- [ ] Applicant(s) request continued examination under 37 C.F.R. § 1.114 and enclose the [ ] \$370.00 (279) [ ] \$740.00 (179) fee due under 37 C.F.R. § 1.17(e).
- [ ] Applicant(s) previously submitted \_\_\_, on \_\_\_, for which continued examination is requested.
- [ ] Applicant(s) request suspension of action by the Office until at least \_\_\_, which does not exceed three months from the filing of this RCE, in accordance with 37 C.F.R. § 1.103(c). The required fee under 37 C.F.R. § 1.17(i) is enclosed.

- A Request for Entry and Consideration of Submission under 37 C.F.R. § 1.129(a) (146/246) is also enclosed.
- No additional claim fee is required.
- An additional claim fee is required, and is calculated as shown below:

AMENDED CLAIMS					
	NO. OF CLAIMS	HIGHEST NO. OF CLAIMS PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	ADDT'L FEE
Total Claims	16	MINUS 20 =	-0-	× \$18.00 (103) =	-0-
Independent Claims	3	MINUS 3 =	-0-	× \$84.00 (102) =	-0-
If Amendment adds multiple dependent claims, add \$280.00 (104)					
Total Amendment Fee					
If small entity status is claimed, subtract 50% of Total Amendment Fee					
<b>TOTAL ADDITIONAL FEE DUE FOR THIS AMENDMENT</b>					-0-

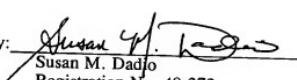
A claim fee in the amount of \$ \_\_\_\_\_ is enclosed.

Charge \$ \_\_\_\_\_ to Deposit Account No. 02-4800.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17, 1.20(d) and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By:   
Susan M. Dadio  
Registration No. 40,373

P.O. Box 1404  
Alexandria, Virginia 22313-1404  
(703) 836-6620

Date: August 6, 2002



## UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT  
 United States Patent and Trademark Office  
 Washington, D.C. 20231  
[www.uspto.gov](http://uspto.gov)

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/049,296	Maurice Israel	033525-002
		INTERNATIONAL APPLICATION NO.
		PCT/FR00/02294
21839	I.A. FILING DATE	PRIORITY DATE
BURNS DOANE SWECKER & MATHIS L L P POST OFFICE BOX 1404 ALEXANDRIA, VA 22313-1404	08/10/2000	08/11/1999

CONFIRMATION NO. 9468  
 371 FORMALITIES LETTER  
  
 \*OC000000007871488\*

Date Mailed: 04/18/2002

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Information Disclosure Statements
- Preliminary Amendments
- Request for Immediate Examination



The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English. The current translation of the application into English is defective as described below.
  - The text in the drawings has not been properly translated.
- Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 30 months from the priority date (37 CFR 1.492(f)).
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than the appropriate 30 months months from the priority date (37 CFR 1.492(e)) is required.

English Translation Declaration Due 6-18-02

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN 10 (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 30 MONTHS (where 37 CFR 1.495 applies), FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$260 for a Large Entity:

- \$130 Late oath or declaration Surcharge.
- \$130 for English translation surcharge required.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice MUST be returned with the response.*

WINSTON M ALVARADO

Telephone: (703) 305-6421

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/049,296	PCT/FR00/02294	033525-002

FORM PCT/DO/EO/905 (371 Formalities Notice)



Patent  
Attorney's Docket No. 033525-002

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of ) Attention: DRAFTING BRANCH  
Maurice ISRAËL et al. )  
Application No.: 10/049,296 ) Confirmation No.: Unassigned  
(Corresponds to PCT/FR00/02294) ) Group Art Unit: Unassigned  
Filed: June 18, 2002 ) ) Examiner: Unassigned  
For: PROCESS FOR IDENTIFYING )  
MODULATING COMPOUNDS OF )  
NEUROMEDIATORS )

**SUBMISSION OF FORMAL DRAWINGS**

Assistant Commissioner for Patents  
Washington, D.C. 20231

**ATTN: OFFICIAL DRAFTSMAN**

Sir:

Enclosed please find eleven (11) sheet(s) of formal drawings for review by the Patent and Trademark Office in connection with the above-identified application. Should the enclosed drawings require changes, it is respectfully requested that the Patent and Trademark Office notify the undersigned of same.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Date: August 6, 2002

By:   
Susan M. Dadio  
Registration No. 40,373

P.O. Box 1404  
Alexandria, Virginia 22313-1404  
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